IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 9TH FEBRUARY 2007 / 20TH MAGHA 1928

Bail Appl..No. 759 of 2007()

AGAINST THE ORDER IN LP.6/2004 IN
CC.800/2002 of J.M.F.C.-II,NEYYATTINKARA

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: PETITIONER/ACCUSED:

P. RAVEENDRAN, RESHMI BHAVAN,
NALLORVATTOM, PLAMOOTUKADA P.O.,
KULATHOOR, NEYYATTINKARA.

BY ADV. SRI.G.SUDHEER

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 09/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 759 OF 2007

Dated this the 9th day of February, 2007

O R D E R

The petitioner, who is the accused in C.C. No.800/2002 on the file of JFCM-II, Neyyattinkara for an offence punishable under section 138 of the Negotiable Instruments Act, 1881, seeks anticipatory bail.

2. Consequent on the non-appearance of the petitioner before the said court, the case against him has been transferred to the long pending register as L.P.No.6/2004. Non-bailable warrants of arrest are pending against the petitioner. Anticipatory bail cannot be granted to nullify the process issued by a court of competent jurisdiction. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail especially in view of his preparedness to settle the matter with the complainant. Accordingly, if the petitioner surrenders before the Magistrate concerned and files an application for regular bail, within two weeks from today, the same shall be considered and disposed of, preferably on the same date on which it is filed, considering the preparedness of the petitioner to settle the matter.

This application is disposed of as above.

(V. RAMKUMAR, JUDGE)

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